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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/744,363	02/21/2001	Shinji Nakahara	01017/LH	4454	
75	90 08/22/2003				
Frishauf Holtz Goodman			EXAMINER		
Langer & Chick 25th Floor 767 Third Avenue New York, NY 10017-2023			MOORE, KARLA A		
			ART UNIT	PAPER NUMBER	
			1763 DATE MAILED: 08/22/2003	14	

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action    Application No.   Applicant(s)   Applicant(s)   Applicant(s)   Applicant(s)   Advisory Action				/ • / /			
Examiner   Art Unit   Interest		Application No.	Applicant(s)	19			
Another of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 04 August 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either; (1) a timely filled office of Appeal (with appeal feet, or, 0) at immely filled office of Appeal (with appeal feet, or, 0) at immely filled office of Appeal (with appeal feet, or, 0) at immely filled office of Appeal (with appeal feet, or, 0) at immely filled office of Appeal (with appeal feet, or, 0) at immely filled office office office of the final rejection.    PERIOD FOR REPLY (check either a) or b)	Advisory Action	<u> </u>	NAKAHARA ET AL.				
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<ul> <li>b)</li></ul>	PERIOD FOR RE	PLY [check either a) or b)]					
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fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply object of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).  1. A Notice of Appeal was filed on 31 July 2003. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.  2. The proposed amendment(s) will not be entered because:  (a) they raise new issues that would require further consideration and/or search (see NOTE below);  (b) they raise the issue of new matter (see Note below);  (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or  (d) they present additional claims without canceling a corresponding number of finally rejected claims.  NOTE: See Continuation Sheet.  3. Applicant's reply has overcome the following rejection(s):  Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).  The a) affidavit, b) exhibit, or c) request for reconsideration has been considered but does NOT place the application in condition for allowance because:  6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.  7. For purposes of Appeal, the proposed amendment(s) a) will not be entered or b) will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.  The status of the claim(s) is (or will be) as follows:  Claim(s) allowed:  Claim(s) withdrawn from consideration:  Claim(s) withdrawn from consideration:  The proposed drawing correction filed on is a) approved or b) disapprov	no event, however, will the statutory period for reply expire land ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f).	ater than SIX MONTHS from the mailing FILED WITHIN TWO MONTHS OF TH	g date of the final rejection.  HE FINAL REJECTION.	on. See MPEP			
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Applicant has amended the claims to include subject matter which was not previously claimed and therefore not previously searched. Thus, the proposed amendments would require further search and consideration .